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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

10 Anthony D Diorio,

11 Petitioner,

12 v.

13 Washington State,

14 Respondent.

CASE NO. 3:19-cv-05396-BHS-DWC

ORDER SUBSTITUTING  
RESPONDENT

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16 Petitioner Anthony D. Diorio, who is proceeding *pro se*, filed a Petition for Writ of  
17 Habeas Corpus pursuant to 28 U.S.C. § 2254. Dkts. 6, 8. In his Petition, Petitioner named  
18 Washington State as Respondent. *See id.* The proper respondent to a habeas petition is the  
19 “person who has custody over [the petitioner].” 28 U.S.C. § 2242; see also § 2243; *Brittingham*  
20 *v. United States*, 982 F.2d 378 (9th Cir. 1992); *Dunne v. Henman*, 875 F.2d 244, 249 (9th Cir.  
21 1989). According to his Petition, Petitioner is currently confined at Coyote Ridge Corrections  
22 Center (“CRCC”) in Connell, Washington. *See* Dkt. 6. The Superintendent of CRCC is Jeffrey  
23 A. Uttecht.  
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1 Accordingly, the Clerk of Court is directed to substitute Jeffrey A. Uttecht as the  
2 Respondent in this action. The Clerk of Court is also directed to update the case title.

3 Dated this 17th day of June, 2019.

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6 David W. Christel  
United States Magistrate Judge  
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